



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450  
WWW.USPTO.GOV

Paper No. None

Sunday Yokubaitis  
Crosby, Heafey, Roach & May  
P.O. Box 7936  
San Francisco CA 94120-7936

**COPY MAILED**

SEP 01 2005

**OFFICE OF PETITIONS**

In re Application of	:	
Toru Tanikawa et al.	:	
Application No. 09/994,010	:	DECISION GRANTING
Filed: November 16, 2001	:	PETITION UNDER 37 C.F.R. §1.137(b)
Attorney Docket No. 23700.00110	:	
Title: PIEZOELECTRIC ACTUATOR AND	:	
ITS MANUFACTURING METHOD AND	:	
INK-JET PRINTHEAD	:	

This is a decision on the petition filed August 24, 2005, pursuant to 37 C.F.R. §1.137(b)<sup>1</sup>, to revive the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. §1.113 in a timely manner to the final Office action mailed January 21, 2005, which set a shortened statutory period for reply of three (3) months. An amendment was received on July 15, 2005 along with a three-month extension of time, and an advisory action was sent on August 1, 2005. No further responses were received. Accordingly, the above-identified application became abandoned on July 22, 2005.

With the present petition, petitioner has filed the petition fee, an amendment, a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 as well as the associated fee and the proper statement of unintentional delay. The RCE has been accepted as the required reply under

<sup>1</sup> A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) The petition fee as set forth in § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional, and;
- (4) Any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (d) of this section.

37 C.F.R. §1.137(b)(1). The amendment submitted with the present petition shall serve as the required submission.

As such, the petition is **GRANTED**.

The general phone number for the Office of Petitions which should be used for status requests is (571) 272-3282. Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225.

It is noted that the address listed on the petition differs from the address of record. The application file does not indicate a change of correspondence address has been filed in this case, although the address given on the petition differs from the address of record. If petitioner desires to receive future correspondence regarding this application, the change of correspondence address must be submitted. A courtesy copy of this decision will be mailed to petitioner. However, all future correspondence will be directed to the address of record until such time as appropriate instructions are received to the contrary. Petitioner will not receive future correspondence related to this application unless Change of Correspondence Address, Patent Form (PTO/SB/122) is submitted for the above-identified application. For petitioner's convenience, a blank Change of Correspondence Address, Patent Form (PTO/SB/122), may be found at <http://www.uspto.gov/web/forms/sb0122.pdf>.



**Paul Shanowski**  
**Senior Attorney**  
**Office of Petitions**  
**United States Patent and Trademark Office**

cc: JOHNSON,DOYLE  
Reed Smith Crosby Heafey LLP  
2 Embarcadero Center Ste 2000  
San Francisco, CA 94111